IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE EIGHTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 21091 of 2004

Between:

A.Balakrishna, S/o Yedukondalu,
Govt.Tribal Welfare Ashram High School,

Deverapalle, Maredumilli Mandal,
East Godavari District

..... PETITIONER

AND

1 Integrated Tribal Development Agency, rep.by its Project Officer,
Rampachodavaram, East Godavari District.
2 Commissioner Tribal Welfare, Masab Tank, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate Writ, Order or direction preferably a Writ in the nature of Mandamus directing the respondents to regularize the services of the petitioner as a Teacher with all consequential benefits and pass such further or other orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.Y.SUDHAKAR

Counsel for the Respondents : MR. G.CHANDRAIAH (SC FOR TRIBAL WELFARE)

The Court at the admission stage made the following :

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ORDER:

The petitioner approached this Court through this writ petition seeking a direction to the respondents to regularize his services as a teacher with all consequential benefits. The petitioner contends that he entered the service of the respondents as a Contract Residential Teacher on 06-11-2002 and he wants that a direction shall be given to the respondents to regularize his services as a Residential Teacher.

Whenever there is a proposal for filling up of regular vacancy, the procedure prescribed under the Rules has to be followed. If there is any such proposal, the petitioner is at liberty to make an application, and if he gets through the process of selection, he would be considered for regular appointment. Simply because he is working as a Contract Teacher, he cannot request this Court to direct the respondents to regularize his services.

In the circumstances, the writ petition is not maintainable and is accordingly dismissed. No order as to costs.

If there is any breach of conditions committed by the respondents, the petitioner is at liberty to approach the Civil Court for appropriate remedy.

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18-11-2004

vs

To

1 The Project Director, Integrated Tribal Development

Agency, Rampachodavaram, East Godavari District.
2 The Commissioner, Tribal Welfare, Masab Tank, Hyderabad

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